

## Message Text

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ORIGIN DOE-15

INFO OCT-01 EUR-12 ISO-00 ACDA-12 CIAE-00 INR-10 IO-13  
L-03 NSAE-00 NSC-05 EB-08 NRC-05 OES-07 SOE-02  
DODE-00 SS-15 SP-02 CEQ-01 COME-00 TRSE-00 /111 R

DRAFTED BY USDOE:IA:MMCDONOUGH:BAT  
APPROVED BY OES/NET:DHOYLE  
USDOE:IA:HDBENGELSDORF  
ACDA: H MARSHALL  
ACDA: F BUCHHOLZ-  
EUR/WE: M LISSFELT  
T/D: L SCHEINMAN  
EUR/RPE: W SALSIBURY (INFO)  
OES/NET/EIC: D COOPER

-----005563 210215Z /73

R 202026Z JUN 78  
FM SECSTATE WASHDC  
TO AMEMBASSY PARIS

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E.O. 11652: GDS

TAGS: TECH, FR, US

SUBJECT: PROSPECTIVE FRENCH COGEMA SALE TO US OF URANIUM  
SUPPLY, ENRICHMENT AND FABRICATION SERVICES

REF: PARIS 11155

1. AT PRESENT, U.S. POLICIES WOULD NOT REPEAT NOT  
INTERFERE WITH THE SIGNING OF THE COGEMA CONTRACT WITH  
THE AMERICAN FIRM; HOWEVER, EXISTING U.S. STATUTES AND  
REGULATIONS COULD AFFECT THE CONTRACT AT A LATER STAGE.

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2. IF THE NATURAL URANIUM WERE OF NON-U.S. ORIGIN, NRC  
WOULD HAVE TO GRANT A LICENSE FOR THE IMPORT OF ENRICHED  
URANIUM CONTAINED IN THE FABRICATED FUEL.

3. IF THE NATURAL URANIUM WERE OF U.S. ORIGIN, NRC WOULD  
HAVE TO LICENSE EXPORT AND USG WOULD HAVE TO APPROVE  
ENRICHING AFTER TRANSFER.

4. UNLESS EXPORT CRITERIA IN NON-PROLIFERATION ACT OR THEIR EQUIVALENT ARE MET, NRC CANNOT ISSUE EXPORT LICENSES. SINCE U.S.-EURATOM AGREEMENT DOES NOT PROVIDE USG A RIGHT OF CONSENT OVER REPROCESSING, AND THIS IS AN EXPORT CRITERION CONTAINED IN NUCLEAR NON-PROLIFERATION ACT OF 1978, NRC IS GENERALLY NOT ABLE TO LICENSE EXPORTS TO EURATOM UNLESS COMMUNITY AGREES TO NEGOTIATIONS CONCERNING ITS AGREEMENT FOR COOPERATION WITH USG. (SUCH AGREEMENT TO NEGOTIATIONS WOULD TRIGGER AN EXCEPTION TO THIS PARTICULAR CRITERION WITH REGARD TO EURATOM WHICH WOULD RUN UNTIL MARCH 1980 AND WOULD BE RENEWABLE ON AN ANNUAL BASIS BY THE PRESIDENT.) HOWEVER, IF WE CAN PROVIDE NRC WITH ADEQUATE ASSURANCES THAT U.S.-SUPPLIED OR DERIVED MATERIAL IN QUESTION WILL NOT BE REPROCESSED WHILE WITHIN EURATOM FOR OTHER FUEL CYCLE SERVICES (ENRICHMENT, FABRICATION) E.G., BY PROVIDING END-USE STATEMENT, CONTRACT, OR OTHER ASSURANCES THAT DEMONSTRATE MATERIAL WILL BE RETURNED TO U.S., EXECUTIVE BRANCH WILL BE ABLE TO INFORM NRC THAT EQUIVALENT OF REPROCESSING CRITERION IS MET AND NRC SHOULD BE ABLE TO LICENSE EXPORT.

IF NATURAL URANIUM IS TO BE ENRICHED IN EURATOM COUNTRY, USG MUST PROVIDE PRIOR APPROVAL BY SAME PROCEDURE THAT WOULD APPLY TO "SUBSEQUENT ARRANGEMENTS" UNDER NEW U.S. LAW AND PROCEDURES. THIS REQUIRES INTERAGENCY LIMITED OFFICIAL USE

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CONSIDERATION AND APPROVAL WHICH MAY INVOLVE PREPARATION BY ACDA OF AN ASSESSMENT STATEMENT, FORMAL STATE AND DOE CONCURRENCES, A WRITTEN DETERMINATION BY DOE THAT THE ARRANGEMENT WILL NOT BE INIMICAL TO THE COMMON DEFENSE AND SECURITY, AND 15 DAYS PRIOR PUBLICATION IN THE FEDERAL REGISTER.

5. IF EMBASSY RECEIVES ADDITIONAL INFORMATION ON THE PROPOSED COGEMA CONTRACT SUCH AS NAME OF U.S. FIRM AND SOURCE OF NATURAL URANIUM, PLEASE ADVISE. VANCE

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## Message Attributes

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**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** SALES, URANIUM, SUPPLY SERVICES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 20 jun 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Enclosure:** DG ALTERED  
**Executive Order:** N/A  
**Errors:** N/A  
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**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Status:** NATIVE  
**Subject:** PROSPECTIVE FRENCH COGEMA SALE TO US OF URANIUM SUPPLY, ENRICHMENT AND FABRICATION SERVICES  
**TAGS:** TECH, FR, US  
**To:** PARIS  
**Type:** TE  
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**Review Markings:**  
Sheryl P. Walter  
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